JUN 2 3 2005 W

Docket No.; AXI.016A Express Mail No.: EV393145873US

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDEMNT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Steven J. Brown et al.

Serial No.:

09/965,201

Filed:

25 September 2001

For:

"IDENTIFICATION OF MODULATORY MOLECULES USING INDUCIBLE

PROMOTERS "

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Mail Stop Patent Application Commissioner for Patents U.S.P.T.O. P.O. Box 1450 Alexandria VA, 222313-1450

Dear Sir:

I hereby certify that the enclosures listed below are being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 C.F.R. § 1.10, Mailing Label Certificate No.: EV393145873US, on 23 June 2005, addressed to: Mail Stop: Patent Applications Commissioner for Patents, U.S.P.T.O., P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted,

David B. Waller

Patent Agent No. 43,978

Enclosures:

Response to Notice of Non-Compliant Amendment, 6 pages Return Postcard



Docket No.: AXI.016.P Express Mail No.: EV393145873US

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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Steven J. Brown et al.

Serial No.:

09/965,201 2

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APPLICANT'S RESPONSE PURSUANT TO THE NOTICE OF NON-COMPLAINT AMENDMENT

Mail Stop: Patent Application Commissioner for Patents U.S.P.T.O. P.O. Box 1450 Alexandria VA, 222313-1450

Dear Sir:

The following is Applicant's response to the Notice of Non-Compliant Amendment dated 16 June 2005.

Applicant herewith submits a substitute "CLAIM AMENDMENTS" section to replace the one previously submitted with the last office action response dated 4 March 2005.